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OFFICE OF PETITIONS

AGOURON PHARMACEUTICALS, INC.
10777 SCIENCE CENTER DRIVE
SAN DIEGO CA 92121

In re Application of	:	
Peng Cho Tang et al.	:	
Application No. 10/648,810	:	DECISION ON PETITION
Filed: August 27, 2003	:	UNDER 37 C.F.R. §1.137(b)
Attorney Docket Number: 034536-	:	
0406	:	
Title: 4-HETEROARYL-3-	:	
HETEROARYLIDENYL-2-INDOLINONES	:	
AND THEIR USE AS PROTEIN KINASE	:	
INHIBITORS	:	

This is a decision on the petition, pursuant to 37 C.F.R. §1.137(b)¹, to revive the above-identified application, filed on February 17, 2006.

The above-identified application became abandoned for failure to submit the issue and publication fees in a timely manner in reply to the Notice of Allowance and Issue Fee Due, mailed September 20, 2005, which set a shortened statutory period for reply of three (3) months. No extensions of time are permitted

¹ A grantable petition pursuant to 37 CFR 1.137(b) must be accompanied by:

- (1) The reply required to the outstanding Office action or notice, unless previously filed;
- (2) the petition fee as set forth in § 1.17(m);
- (3) A statement that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to this paragraph was unintentional. The Commissioner may require additional information where there is a question whether the delay was unintentional, and;
- (4) Any terminal disclaimer (and fee as set forth in § 1.20(d)) required pursuant to paragraph (d) of this section.

for transmitting issue fees or publication fees². Accordingly, the above-identified application became abandoned on December 21, 2005.

With the present petition, Petitioner has submitted the petition fee, the publication fee, the issue fee, and the proper statement of unintentional delay.

As such, the petition is **GRANTED**.

The phone number for the Office of Patent Publication is (571) 272-4200. Telephone inquiries regarding *this decision* should be directed to the undersigned at (571) 272-3225.



Paul Shanowski
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Office of Petitions
United States Patent and Trademark Office

² See MPEP §710.02(e).